

EXHIBIT 16

(EXHIBIT FILED UNDER SEAL)

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

IN RE: DA VINCI SURGICAL ROBOT) Lead Case No.:
ANTITRUST LITIGATION) 3:21-cv-03825-VC

THIS DOCUMENT RELATES TO:
ALL ACTIONS

SURGICAL INSTRUMENT SERVICE) Case No.
COMPANY, INC.,) 3:21-CV-03496-VC

Plaintiff,

vs.

INTUITIVE SURGICAL, INC.,

Defendant.

HIGHLY CONFIDENTIAL - ATTORNEYS' EYES ONLY
UNDER THE PROTECTIVE ORDER
VIRTUAL VIDEOCONFERENCE VIDEO-RECORDED
DEPOSITION OF DAN JONES

Thursday, November 10, 2022
Remotely Testifying from Alexandria, Virginia

Stenographically Reported By:

Hanna Kim, CLR, CSR No. 13083

Job No. 5564633

1

[REDACTED]

2

[REDACTED]

[REDACTED]

[REDACTED]

3

[REDACTED]

4

[REDACTED]

[REDACTED]

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[REDACTED]

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[REDACTED]

7

[REDACTED]

[REDACTED]

8

[REDACTED]

9

[REDACTED]

[REDACTED]

10 Q. Let's go back to the Agile Law platform.

11 You're going to see, Mr. Jones, a document
12 that we're going to mark as Plaintiffs' Exhibit 287.

13 (Jones Deposition Exhibit 287 was marked
14 electronically.)

15 BY MR. MAIDA:

16 Q. Do you see that?

17 A. Yes.

18 Q. And this document has what we call a Bates
19 stamp on the bottom right, and it says
20 Intuitive-00372993.

21 Do you see that?

22 A. Yes.

23

[REDACTED]

[REDACTED]

24

[REDACTED]

25

[REDACTED]

1 [REDACTED]

2 [REDACTED]

3 [REDACTED]

4 [REDACTED]

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12 [REDACTED]

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14 [REDACTED]

15 [REDACTED]

16 [REDACTED]

17 [REDACTED] [REDACTED] [REDACTED]

18 [REDACTED]

19 [REDACTED]

20 [REDACTED]

21 [REDACTED]

22 [REDACTED]

23 [REDACTED]

24 [REDACTED] [REDACTED]

25 [REDACTED]

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[REDACTED]

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[REDACTED]

[REDACTED]

3

[REDACTED]

4

[REDACTED]

5

[REDACTED]

[REDACTED]

6

THE WITNESS: Could you repeat the

7

question.

8

BY MR. MAIDA:

9

Q. Sure.

10

[REDACTED]

11

[REDACTED]

12

[REDACTED]

13

[REDACTED]

14

[REDACTED]

[REDACTED]

15

[REDACTED]

[REDACTED]

16

[REDACTED]

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[REDACTED]

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[REDACTED]

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11 [REDACTED]

12 [REDACTED] [REDACTED]

13 [REDACTED] [REDACTED]

14 [REDACTED]

15 [REDACTED] [REDACTED] [REDACTED]

16 [REDACTED]

17 [REDACTED]

18 [REDACTED]

19 [REDACTED] [REDACTED]

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21 [REDACTED] [REDACTED] ,

22 [REDACTED] [REDACTED]

23 [REDACTED]

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25 [REDACTED]

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12 [REDACTED]
13 [REDACTED]
14 [REDACTED]
15 [REDACTED]
16 [REDACTED]
17 [REDACTED] [REDACTED]
18 THE WITNESS: Could you repeat the
19 question.
20 BY MR. MAIDA:
21 Q. Sure.
22 [REDACTED]
23 [REDACTED]
24 [REDACTED]
25 [REDACTED]

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11 [REDACTED]
12 [REDACTED] [REDACTED] [REDACTED]
13 [REDACTED]
14 [REDACTED] [REDACTED]
15 Q. We can set this document aside, Mr. Jones.
16 [REDACTED] [REDACTED]
17 [REDACTED]
18 [REDACTED]
19 [REDACTED] [REDACTED]
20 [REDACTED]
21 [REDACTED] [REDACTED]
22 [REDACTED] [REDACTED]
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24 [REDACTED] [REDACTED]
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8 [REDACTED] [REDACTED]

9 [REDACTED]

10 [REDACTED]

11 [REDACTED] [REDACTED]

12 [REDACTED]

13 [REDACTED]

14 [REDACTED]

15 [REDACTED] [REDACTED]

16 [REDACTED] [REDACTED],

17 [REDACTED] at

18 [REDACTED]

19 [REDACTED]

20 [REDACTED] [REDACTED]

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3 Q. So I'm going to bring up as tab 67. Take
4 a look at this, and let me know when you're ready to
5 discuss what's been labeled as Exhibit 293 as
6 Intuitive-00049154.

7 (Jones Deposition Exhibit 293 was marked
8 electronically.)

9 A. (Witness reviews document).

10 [REDACTED]

11 [REDACTED]

12 [REDACTED]

13 [REDACTED]

14 Q. Yeah, and just -- and just for the record,
15 real quick, I don't think I mentioned it, but the
16 previous Exhibit 292 was Bates Number 0212226
17 [verbatim].

18 [REDACTED]

19 [REDACTED]

20 [REDACTED],

21 [REDACTED]

22 [REDACTED]

23 [REDACTED]

24 [REDACTED]

25 [REDACTED]

1 [REDACTED]

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6 [REDACTED] [REDACTED]

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10 [REDACTED] [REDACTED]

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15 [REDACTED]
16 [REDACTED]
17 [REDACTED]
18 [REDACTED] [REDACTED]
19 [REDACTED] [REDACTED]
20 (Interruption in audio/video.)
21 THE COURT REPORTER: I'm sorry, one
22 second. I can't hear both of you.
23 THE WITNESS: Go ahead, Josh.
24 BY MR. VAN HOVEN:
25 Q. Sure.

1 [REDACTED]

2 [REDACTED]

3 [REDACTED]

4 [REDACTED] [REDACTED]

5 [REDACTED] [REDACTED]

6 [REDACTED] [REDACTED]

7 [REDACTED]

8 [REDACTED]

9 [REDACTED] [REDACTED]

10 [REDACTED]

11 [REDACTED]

12 [REDACTED] [REDACTED]

13 [REDACTED] [REDACTED]

14 [REDACTED] [REDACTED] [REDACTED]

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17 [REDACTED] [REDACTED]

18 [REDACTED] [REDACTED]

19 [REDACTED] [REDACTED]

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21 [REDACTED] [REDACTED]

22 [REDACTED] [REDACTED]

23 [REDACTED]

24 [REDACTED] [REDACTED]

25 [REDACTED] [REDACTED]

CERTIFICATE OF REPORTER

I, Hanna Kim, a Certified Shorthand Reporter, do hereby certify:

That prior to being examined, the witness in the foregoing proceedings was by me duly sworn to testify to the truth, the whole truth, and nothing but the truth;

That said proceedings were taken before me at the time and place therein set forth remotely via videoconference and were taken down by me in shorthand and thereafter transcribed into typewriting under my direction and supervision;

I further certify that I am neither counsel for, nor related to, any party to said proceedings, not in anywise interested in the outcome thereof.

Further, that if the foregoing pertains to the original transcript of a deposition in a federal case, before completion of the proceedings, review of the transcript [x] was [] was not requested.

In witness whereof, I have hereunto subscribed my name.

Dated: November 18, 2022



Hanna Kim

CLR, CSR No. 13083